



# City Council Agenda

Council President  
**Tom Boyajian**

Councilmembers

**Garry Bredefeld**, Acting Council President  
**Chris Mathys**,  
**Henry Perea**

**Sal Quintero**  
**Daniel Ronquillo**  
**Ken Steitz**

Interim City Manager  
**Andrew T. Souza**

City Clerk  
**Rebecca E. Klisch**

City Attorney  
**Hilda Cantú Montoy**

The meeting room is accessible to the physically disabled, and the services of a translator can be made available. Requests for additional accommodations for the disabled, signers, assistive listening devices, or translators should be made one week prior to the meeting. Please call City Clerk's Office at 498-1321

The City Council welcomes you to this meeting.

**TUESDAY, DECEMBER 19, 2000**

**IF YOU WOULD LIKE TO SPEAK, FILL OUT A SPEAKER REQUEST FORM AVAILABLE FROM THE CITY CLERK'S OFFICE AND IN THE COUNCIL CHAMBERS. THE AGENDA IS AVAILABLE ON ([www.ci.fresno.ca.us](http://www.ci.fresno.ca.us)). THE COUNCIL MEETING CAN ALSO BE HEARD LIVE AT THE SAME WEB SITE ADDRESS.**

**8:30 A.M.**

**JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

Approve Agency minutes of December 5, 2000

**Action Taken:**

**GENERAL ADMINISTRATION**

- A. Direct City Attorney to require the Diamond Group shareholders who own a 10% or more interest provide their 1997 through 1999 tax returns, current credit report and current financials to the Redevelopment Agency and Council - Councilmember Mathys

**Action Taken:**

- B. **RESOLUTION** - Approve Amendment No. 1 to an Owner Participation Agreement (OPA) dated October 21, 1999, between the Redevelopment Agency and Foundry Park Investors, LP, (regarding land in South Van Ness Industrial Redevelopment Plan Area) to, among other things: (i) add Willow Creek-Foundry Ventures, LLC, a Nevada liability company ("Willow Creek") as a party, (ii) and extend the time within which the developer must satisfy the conditions to the OPA  
***(Council and Agency action)***

**Action Taken:**

8:30 A.M.

**JOINT MEETING WITH THE REDEVELOPMENT AGENCY**

**GENERAL ADMINISTRATION CONTINUED**

- C. Consider recommending that the Agency approve the Second Amendment to the Agreement with Boyle Engineering for design services of water and sewer relative to the Federal Economic Development Administration Grant for Roeding Industrial Business Park (*Agency action*)

**Action Taken:**

- D. Consider recommending that the Agency approve the Commercial Rehabilitation Loan for Adam Hauter, Owner/Operator of the Fresno Street Market (*Agency action*)

**Action Taken:**

8:30 A.M.

**JOINT HEARING WITH THE FRESNO JOINT POWERS AUTHORITY**

- A. Consider that the Agency, City and Joint Powers Financing Authority approve, respectively, certain documents, substantially in the form attached, relative to the Tax Allocation Bond Series 2001:

1. **RESOLUTION** - Approving the issuance by the Fresno Joint Powers Financing Authority of not to exceed \$10,000,000 original aggregate principal amount of Tax Allocation Bonds, Series 2001; authorizing execution and delivery of a Loan Agreement; approving the form of Official Statement; and authorizing execution of documents and the taking of all necessary actions relating to the financing with the Fresno Joint Powers Financing Authority (*Agency action*);

**Action Taken:**

2. **RESOLUTION** - Authorizing the issuance and sale of tax allocation bonds; authorizing the procurement of bond insurance; approving the forms of a Trust Agreement, Loan Agreement, Bond Purchase Contract and an Official Statement; authorizing the execution and delivery thereof; and authorizing the taking of all necessary actions relating to the issuance of the bonds (*Agency action*);

**Action Taken:**

3. Authorize the Agency Executive Director, or his designee, to sign all documents, and to take other actions reasonably necessary to carry out the issuance of the bonds

**Action Taken:**

**ADJOURN**

## **9:00 A.M. COUNCIL ROLL CALL**

Invocation by Monsignor Logan of Holy Spirit Catholic Church

Pledge of Allegiance to the Flag

Proclamation of “CEDAR VISTA HOSPITAL DAY” - Acting President Bredefeld

Proclamation of “K-JEWEL DAY” - Acting President Bredefeld

Resolution of Commendations to Shirley Pharis, Kenneth Snider and Martin Vargas -Councilmember Mathys

Proclamation of “GOODWILL INDUSTRIES DAY” - Councilmember Mathys

**COUNCIL ACTION OF UNSCHEDULED ITEMS, IF ANY, SHALL BE LIMITED TO REFERRING THE ITEM TO STAFF FOR A REPORT AND POSSIBLE SCHEDULING ON A FUTURE COUNCIL AGENDA. FOR EACH MATTER CONSIDERED BY THE COUNCIL, THERE WILL FIRST BE A STAFF PRESENTATION, FOLLOWED BY A PRESENTATION FROM THE PROJECT APPLICANT. TESTIMONY FROM THOSE IN ATTENDANCE WILL THEN BE TAKEN. ALL TESTIMONY GIVEN WILL BE LIMITED TO THREE MINUTES PER PERSON.**

**THE THREE LIGHTS ON THE PODIUM NEXT TO THE MICROPHONE WILL INDICATE THE AMOUNT OF TIME REMAINING FOR THE SPEAKER. THE GREEN LIGHT WILL BE TURNED ON WHEN THE SPEAKER BEGINS. THE YELLOW LIGHT WILL COME ON WITH ONE MINUTE REMAINING AND ONE TONE WILL SOUND. THE SPEAKER SHOULD BE COMPLETING THE TESTIMONY BY THE TIME THE RED LIGHT COMES ON AND TWO TONES SOUND, INDICATING THAT TIME HAS EXPIRED.**

Approve minutes of December 12, 2000

**Action Taken:**

Approve Agenda

**Action Taken:**

Adopt Consent Calendar

**Action Taken:**

### **TIME SCHEDULED HEARINGS AND MATTERS**

**9:00 A.M.** Presentation by Assemblyman Mike Briggs

**Action Taken:**

**9:30 A.M. WORKSHOP** regarding update City Solid Waste recycling, green waste, commercial and residential programs - Councilmember Quintero

**Action Taken:**

- a. Provide direction regarding alley customers
- b. Provide direction regarding special Christmas tree collection service
- c. Authorize Director to sign an amendment to BFI contract extending recycling collection service
- d. Authorize Director to sign a minor amendment to the USA waste transfer station agreement; and
- e. Provide direction regarding solid waste service to Calwa customers

**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR’S VETO OR RECONSIDERATION***

<b>TIME SCHEDULED HEARINGS AND MATTERS CONTINUED</b>
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**9:55 A.M.** Appearance by William Milton, Sr. to discuss the fence located across Hedges Avenue at Blackstone  
**Action Taken:**

**10:00 A.M.** **HEARING** regarding City of Fresno Community Facilities District No. 2, Annexation No. 25 (Tract No. 4947)

**Action Taken:**

a. **RESOLUTION** - Annexing territory to Community Facilities District No. 2 and authorizing the levy of a special tax

**Action Taken:**

b. **RESOLUTION** - Calling special mailed-ballot election

**Action Taken:**

c. **RESOLUTION** - Declaring election results

**Action Taken:**

d. \* **BILL** - Levying a special tax for the property tax year 2001-2002 and future tax years within and relating to Community Facilities District No. 2, Annexation No. 25, City of Fresno, California

**Action Taken:**

**10:15 A.M.** **HEARING** to consider Plan Amendment No. 00-15, Rezoning Application No. R-00-33, and Environmental Assessment No. A-00-15, R-00-33, filed by Ralph E. and Barbara Lovelace for 2.35-acre site on the northwest corner of W. Kearney Boulevard Frontage Road and South West Avenue  
*(Refer back to staff)*

**Action Taken:**

**10:30 A.M.** **HEARING** to consider the appeal of the Planning Commission approval of Tentative Parcel Map No. 2000-16 and environmental finding, filed by Dwayne Zinkin, property located on the northwest corner of N. Blackstone and W. El Paso Avenues

**Action Taken:**

a. Consider and adopt Mitigated Negative Declaration No. TPM-2000-16

**Action Taken:**

b. **RESOLUTION** - Conditionally approving Tentative Parcel Map No. 2000-16

**Action Taken:**

**11:00 A.M.** Report from staff regarding restoration project at the Amtrak Station to include available options - Councilmember Mathys

**Action Taken:**

a. Appearance by Gary Timan Vigen, Vigen Associates regarding the Amtrak Station

**Action Taken:**

**2:00 P.M.#1**

<b>DISCUSSION OF CONTESTED CONSENT ITEMS (IF ANY)</b>
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***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**2:00 P.M.#2**

### **CLOSED SESSION**

- A. **CONFERENCE WITH LABOR NEGOTIATOR** - Government Code Section 54957.6  
**City Negotiator(s):** Jorge Aguiniga, Andrew T. Souza and Matthew Gargiulo  
**Employee Organization(s):**  
1. International Association of Firefighters, Local 753 Non-Management Fire (IAFF)  
2. International Association of Firefighters, Local 753 Fire Management (IAFF)  
**Action Taken:**
- B. **CONFERENCE WITH LEGAL COUNSEL - EXISTING LITIGATION** - Government Code Section 54956.9, Subdivision (a)  
1. **Case Name:** Neal Manha v. City of Fresno, et al.  
2. **Case Name:** A.H.D.C. v. City of Fresno, et al.
- C. **CONFERENCE WITH LEGAL COUNSEL - DECIDING WHETHER TO INITIATE LITIGATION** - Government Code Section 54956.9, Subdivision (c)  
1. **Case Name:** City of Fresno v. Long Construction, Inc., Fresno Convention Investors, Inc., Bud Long, Inc., dba Fresno Convention Investors  
**Action Taken:**

**2:00 P.M.#2**

### **JOINT CLOSED SESSION WITH THE REDEVELOPMENT AGENCY**

- A. **CONFERENCE WITH REAL PROPERTY NEGOTIATOR** - Government Code Section 54956.8 - Councilmember Steitz  
**Property:** Palm Lakes Golf Course  
**Negotiating Parties:** Redevelopment Agency of the City of Fresno, City of Fresno, Peter Stravinski  
**Under Negotiation:** Offer to convey interest, if any, arising from a 1984 deed from Stravinski to City of Fresno Equipment Corp. for Palm Lakes Golf Course property  
**Action Taken:**

**3:30 P.M.**

**CONTINUED HEARING** to consider Plan Amendment No. A-00-02, Conditional Use Permit Application No. C-00-58, and Environmental Assessment No. A-00-02, C-00-58, filed by Granum Partners, for 8.6 acres on the north and west corners of E. Perrin Avenue and E. Champlain Drive (3 acres on the north corner and 5.6 acres on the west corner)

**Action Taken:**

1. Adopting the Mitigated Negative Declaration No. A-00-02, C-00-58, dated November 3, 2000  
**Action Taken:**
2. **BILL** - Amending the Dominion Planned Community Specific Plan Project Report  
**Action Taken:**
3. **RESOLUTION** - Approving Conditional Use Permit Application No. C-00-58  
**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

## **TIME SCHEDULED HEARINGS AND MATTERS CONTINUED**

**4:30 P.M. BILL - (*For introduction*)** - Amending Section 9-408 of the Fresno Municipal Code relating to private solid waste collection route permits and service location permits - Councilmember Steitz

**Action Taken:**

**5:00 P.M. HEARING** to consider Plan Amendment No. 99-25, Rezoning Application No. R-99-38, and environmental Assessment No. A-99-25, R-99-38, TT-4911, filed by Bonadelle Corporation, for 33.6 acres on the southwest corner of N. Willow and E. Perrin Avenues

**Action Taken:**

a. Consider and adopt Mitigated Negative Declaration No. A-99-25, R-99-38, TT-4911, dated November 8, 2000

**Action Taken:**

b. **RESOLUTION** - Amending the Woodward Park Community Plan and the 1984 Fresno General Plan (Plan Amendment Application No. A-99-25)

**Action Taken:**

c. **BILL** - Amending the Official Zone Map to rezone property from the AL-20 (County) to the R-1/UGM zone district

**Action Taken:**

**5:30 P.M. HEARING** to consider Plan Amendment No. 00-12, Rezoning Application No. R-00-31, and Environmental Assessment No. A-00-12, R-00-31, TT-4868, filed by Granville Homes, Inc., for 84.5 acres on the northwest corner of N. Willow and E. Teague Avenues and on the west side of N. Willow Avenue between E. Teague and E. Nees Avenues

**Action Taken:**

a. Consider and adopt Mitigated Negative Declaration No. A-00-12, R-00-31, TT-4868, dated November 8, 2000

**Action Taken:**

b. **RESOLUTION** - Amending the Woodward Park Community Plan and the 1984 Fresno General Plan (Plan Amendment Application No. A-00-12)

**Action Taken:**

c. **BILL** - Amending the Official Zone Map to rezone property from the AL-20 (County) to the R-1/UGM zone district

**Action Taken:**

### **1A. GENERAL CONSENT CALENDAR**

**(ALL CONSENT CALENDAR ITEMS ARE CONSIDERED TO BE ROUTINE AND WILL BE ENACTED BY ONE MOTION. THERE WILL BE NO SEPARATE DISCUSSION OF THESE ITEMS UNLESS REQUESTED, IN WHICH EVENT THE ITEM WILL BE REMOVED FROM THE CONSENT CALENDAR AND CONSIDERED AT 2:00 P.M.)**

1. Award a requirements contract for used light duty vehicles

**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

2. Award a contract for Fresno Yosemite Airport FAR PART 150/Noise Compatibility Program Sound Mitigation Acoustical Remedy Treatment (SMART) Program Phase V  
**Action Taken:**
3. \* **RESOLUTION** - 7<sup>th</sup> amendment to Salary Resolution No. 2000-186 modifying the effective day from August 2, 2000 to July 1, 2000 of the Memorandum of Understanding (MOU) with Amalgamated Transit Union, Local 1027 (ATU)  
**Action Taken:**
4. **RESOLUTION** - Approving an agreement between the City of Fresno and Calwa Recreation and Park District to use Community Development Block Grant (CDBG) funding for the sole purpose of re-plastering the District's swimming pool and authorizing the City Manager to enter into said agreement on behalf of the City  
**Action Taken:**
5. Adopt the Memorandum of Understanding (MOU) between the City of Fresno (City) and the Fresno Police Officers Association, Non-Supervisory Police Unit 4 (FPOA)  
**Action Taken:**
  - a. \* **RESOLUTION** - 8<sup>th</sup> amendment to Salary Resolution No. 2000-186 amending Section 2, Subsection G-3 and Exhibit 4  
**Action Taken:**
6. \* **RESOLUTION** - 79<sup>th</sup> amendment to AAR No. 2000-183 appropriating \$294,100 for the Shields and Belmont Avenue Median Island Irrigation Projects (**Requires 5 affirmative votes**)  
**Action Taken:**
  - a. Award a contract for Belmont Avenue Median Island Irrigation Project  
**Action Taken:**
7. Reject all bids for a requirements contract to provide uniforms for bus operators  
**Action Taken:**
8. Award a contract for PVC lined reinforced concrete pipe for North Avenue trunk sewer  
**Action Taken:**
9. Approve Professional Services Agreement with Blair, Church & Flynn for transportation engineering services for improvements to Friant Road, between Audubon Avenue and Shepherd Avenue  
**Action Taken:**
10. **ITEM REMOVED FROM AGENDA**  
**Action Taken:**
11. \* **RESOLUTION** - 9<sup>th</sup> amendment to PAR No. 2000-184 transferring one (1) Engineering Technician position from the Department of Public Utilities to the Department of Public Works  
**Action Taken:**

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

1A. **GENERAL CONSENT CALENDAR CONTINUED**

12. \* **RESOLUTION** - 10<sup>th</sup> amendment to PAR No. 2000-184 transferring one (1) Parking Controller position from the Community Parking Division to the Central Area Parking Division  
**Action Taken:**
13. Approve substitution of Subcontractor for contract with Royal Electric for Traffic Signal Synchronization Project Phase I  
**Action Taken:**
14. Adopt resolutions pertaining to proposed City of Fresno Community Facilities District No. 5 (Foundry Park Public Improvement Project)  
a. **RESOLUTION** - Accepting petition, determining to undertake certain Community Facilities District proceedings and authorizing certain actions with respect to a Community Facilities District  
**Action Taken:**  
b. **RESOLUTION** - Declaring official intent to reimburse expenditures from the proceeds of special tax bonds issued on behalf of proposed City of Fresno Community Facilities District No. 5 (Foundry Park Public Improvement Project)  
**Action Taken:**
15. **RESOLUTION** - Approving Final Map of Tract No. 4951, Phase III of Vesting Tentative Tract No. 4357, and accepting dedicated public uses therein, (northeast corner of W. Sierra and N. Hayes Avenue alignment)  
**Action Taken:**
16. **RESOLUTION** - Approving Final Map of Tract No. 4945 and accepting dedicated public uses therein, for a 17-lot single-family residential subdivision on 4.7 acres located on the east side of N. Dante between W. Bullard and W. Browning Avenues  
**Action Taken:**
17. Adopt resolutions relating to the Fresno-Chandler Downtown Airport  
a. **RESOLUTION** - Accepting the offer of the Grant Agreement for Fresno-Chandler Downtown Airport of Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant(s) for Federal Fiscal years 2001, 2002, 2003 and 2004 for Airfield Entitlement Improvement Projects and airfield discretionary improvement projects, and authorize Director of Transportation to execute all required documentation  
b. **RESOLUTION** - Accepting for Fresno-Chandler Downtown Airport Grant Match Funding from the State of California Department of Transportation-Aeronautics Program toward Grant Agreement for Airport Improvement Program (AIP) Grant(s) for Federal Fiscal Years 2001, 2002, 2003 and 2004, and authorize the Director of Transportation to execute all required documentation
18. Resolution relating to the Fresno Yosemite International Airport  
a. **RESOLUTION** - Accepting Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant(s) for Federal Fiscal Year 2001 for Fresno Yosemite Airport Terminal, concourse and airfield entitlement improvement projects and airfield discretionary improvement projects, and authorizing the Director of Transportation to execute all

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***



implicated documentation

**Action Taken:**

1A. **GENERAL CONSENT CALENDAR CONTINUED**

19. Resolution relating to FAR PART 150 Noise Compatibility Program requirements

**Action Taken:**

- a. **RESOLUTION** - Accepting the offer of the grant agreement for Fresno Yosemite International Airport of Federal Aviation Administration (FAA) Airport Improvement Program (AIP) Grant(s) for Federal Fiscal Years 2001, 2002, 2003 and 2004 for FAR PART 150 Noise Compatibility Program activities; and authorize Director of Transportation to execute all required documentation

20. \* **RESOLUTION** - Approving the reclassification of contingency appropriations in the Council and Mayor funds

**Action Taken:**

21. Approval of a Communications Site License Agreement allowing Pacific Bell Wireless to install a miniature cell site to cover the interior of the Fresno Convention Center

**Action Taken:**

22. **RESOLUTION** - Authorizing the purchase of one star machine and tool company double spindle brake drum lathe, Model #53-DS for Fresno Area Express without advertised competitive bidding under the sole source exception

**Action Taken:**

23. Approve Green LED Reimbursement Program

**Action Taken:**

- a. \* **RESOLUTION** - 84<sup>th</sup> amendment to AAR No. 2000-183 appropriating \$1,008,000 for reimbursable material costs associated with the P.G.&E.'s Green LED Program  
(Requires 5 affirmative votes)

**Action Taken:**

1B. **CONSENT CALENDAR - BILL FOR INTRODUCTION - PINK TABS**

2. **PLANNING AND ZONING ADMINISTRATION**

3. **GENERAL ADMINISTRATION**

- A. \* **BILL NO. B-80 (Intro. 12/12/00)** - Repealing Article 29 of Chapter 2 and adding Article 29 to Chapter 2 to the Fresno Municipal Code relating to Fresno City-County Community and Convention Center Manager and Management

**Action Taken:**

**\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION**

4. **CITY ATTORNEY**

5. **CITY COUNCIL**

- A. \* Consider amending schedule of drainage costs and fees - Councilmember Ronquillo

**Action Taken:**

1. \* **RESOLUTION** - Amending the MFS Resolution No. 80-420 to update drainage fees for the Fresno Metropolitan Flood Control District (*FMFCD proposal*)
2. \* **RESOLUTION** - Amending the storm drainage and flood control Master Plan and amending the drainage fees and costs for each local drainage area for all developments within the joint area of the City of Fresno, California and the Fresno Metropolitan Flood Control District (*FMFCD proposal*)

- B. \* Direct any actual sales tax revenues above and beyond that projected in this fiscal year budget up to \$500,000 for the construction of the Senior Activity Center and Sierra Hospital - Councilmember Perea

**Action Taken:**

- C. Discussion regarding Palm Lakes Golf Course - Councilmember Steitz

**Action Taken:**

6. **CITY/COUNTY INTERGOVERNMENTAL RELATIONS**

7. **UNSCHEDULED ORAL COMMUNICATIONS** - You may address the City Council at the conclusion of the Council meeting regarding items that are not listed on the agenda. The policy is to limit your presentation to three (3) minutes pursuant to Ordinance No. 96-67. Please be present at the conclusion of the meeting if you wish to be heard. Anyone wishing to be placed on an agenda for a specified topic should contact the City Clerk Department at least 10 days prior to the desired date of appearance.

**SCHEDULED COUNCIL HEARINGS AND MATTERS**

Dec. 26 - NO MEETING - CHRISTMAS WEEK

Jan. 2 - 3:00 P.M. (Tentative time) SWEARING-IN CEREMONY FOR THE NEW MAYOR AND COUNCILMEMBERS

Jan. 9 - 10:00 A.M. HEARING re: CDF No. 2, Annexation No. 26, Tract Nos. 4918 & 4960

Jan. 9 - 10:15 A.M. HEARING re: R-00-043, filed by Theodore Markarian

Jan. 16 - NO MEETING - MARTIN LUTHER KING HOLIDAY

Jan. 23 - 10:00 A.M.#1 CONTINUED HEARING re: Rezone Appl. No. R-00-05, filed by Scott Ellis, Jr.

Jan. 23 - 10:00 A.M.#2 HEARING re: P.A. No. A-99-35 updating the Mineral Resource Policies in the General Plan Conservation Element

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***

**Jan. 23 - 10:10 A.M. CONTINUED HEARING** re: Rezone Appl. No. R-00-41, filed by James T. O'Dea,  
255 W. Bullard

***\*ITEMS SUBJECT TO MAYOR'S VETO OR RECONSIDERATION***